

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-00887-CRC**

PEOPLE FOR THE ETHICAL TREATMENT OF ANIMALS,
INC. et al v. PERDUE et al

Assigned to: Judge Christopher R. Cooper

Cases: 1:17-cv-00269-CRC

1:18-cv-01886-CRC

Cause: 05:552 Freedom of Information Act

Plaintiff

**PEOPLE FOR THE ETHICAL
TREATMENT OF ANIMALS, INC.**

Date Filed: 04/16/2018

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

represented by **Katherine A. Meyer**
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TERMINATED: 06/26/2019
LEAD ATTORNEY

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

DELCIANNA J. WINDERS

represented by **Katherine A. Meyer**
(See above for address)
TERMINATED: 06/26/2019
LEAD ATTORNEY

William N. Lawton
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

**PHYSICIANS COMMITTEE FOR
RESPONSIBLE MEDICINE**

represented by **Katherine A. Meyer**
(See above for address)
TERMINATED: 06/26/2019
LEAD ATTORNEY

William N. Lawton
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

**MASSACHUSETTS SOCIETY FOR
THE PREVENTION OF CRUELTY**

represented by **Katherine A. Meyer**
(See above for address)

TO ANIMALS
TERMINATED: 10/24/2018

TERMINATED: 06/26/2019
LEAD ATTORNEY

William N. Lawton
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

RESCUE AND FREEDOM PROJECT

represented by **Katherine A. Meyer**
(See above for address)
TERMINATED: 06/26/2019
LEAD ATTORNEY

William N. Lawton
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

SONNY PERDUE

*Secretary, United States Department of
Agriculture*

represented by **Peter M. Bryce**
U.S. DEPARTMENT OF JUSTICE
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**UNITED STATES DEPARTMENT OF
AGRICULTURE**

represented by **Peter M. Bryce**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**ANIMAL AND PLANT HEALTH
INSPECTION SERVICE**

represented by **Peter M. Bryce**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/16/2018	<u>1</u>	COMPLAINT against ALL DEFENDANTS (Filing fee \$ 400 receipt number 0090-5423971) filed by ALL PLAINTIFFS. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons Attorney General, # <u>3</u> Summons APHIS, # <u>4</u> Summons Secretary Perdue, # <u>5</u> Summons U.S. Attorney, # <u>6</u> Summons USDA)(Meyer, Katherine) (Entered: 04/16/2018)
04/16/2018	<u>2</u>	Corporate Disclosure Statement by PEOPLE FOR THE ETHICAL TREATMENT OF ANIMALS, INC.. (Meyer, Katherine) (Main Document 2 replaced on 4/18/2018) (zmd). (Entered: 04/16/2018)
04/16/2018	<u>3</u>	Corporate Disclosure Statement by DELCIANNA J. WINDERS. (Meyer, Katherine) (Main Document 3 replaced on 4/18/2018) (zmd). (Entered: 04/16/2018)
04/16/2018	<u>4</u>	Corporate Disclosure Statement by PHYSICIANS COMMITTEE FOR RESPONSIBLE MEDICINE. (Meyer, Katherine) (Main Document 4 replaced on

		4/18/2018) (zmd). (Entered: 04/16/2018)
04/16/2018	<u>5</u>	Corporate Disclosure Statement by Massachusetts Society for the Prevention of Cruelty to Animals. (Meyer, Katherine) (Main Document 5 replaced on 4/18/2018) (zmd). (Entered: 04/16/2018)
04/16/2018	<u>6</u>	Corporate Disclosure Statement by Rescue and Freedom Project. (Meyer, Katherine) (Main Document 6 replaced on 4/18/2018) (zmd). (Entered: 04/16/2018)
04/18/2018	<u>7</u>	NOTICE OF RELATED CASE by MASSACHUSETTS SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS, PEOPLE FOR THE ETHICAL TREATMENT OF ANIMALS, INC., PHYSICIANS COMMITTEE FOR RESPONSIBLE MEDICINE, RESCUE AND FREEDOM PROJECT, DELCIANNA J. WINDERS. Case related to Case No. 17-cv-269. (zmd) (Entered: 04/18/2018)
04/18/2018		Case Assigned to Judge Christopher R. Cooper. (zmd) (Entered: 04/18/2018)
04/18/2018	<u>8</u>	SUMMONS (5) Issued Electronically as to ANIMAL AND PLANT HEALTH INSPECTION SERVICE, SONNY PERDUE, UNITED STATES DEPARTMENT OF AGRICULTURE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent) (zmd) (Entered: 04/18/2018)
05/14/2018	<u>9</u>	NOTICE of Appearance by Peter Bryce on behalf of All Defendants (Bryce, Peter) (Entered: 05/14/2018)
05/14/2018	<u>10</u>	Consent MOTION for Extension of Time to File Answer <i>or Otherwise Respond to the Complaint</i> by ANIMAL AND PLANT HEALTH INSPECTION SERVICE, SONNY PERDUE, UNITED STATES DEPARTMENT OF AGRICULTURE (Attachments: # <u>1</u> Text of Proposed Order)(Bryce, Peter) (Entered: 05/14/2018)
05/15/2018		MINUTE ORDER granting <u>10</u> Defendants' Motion for Extension of Time. Defendants' response to the complaint shall be due by June 22, 2018. Signed by Judge Christopher R. Cooper on 5/15/2018. (lccrc2) (Entered: 05/15/2018)
05/15/2018		Set/Reset Deadlines: Responses due by 6/22/2018. (znbn) (Entered: 05/15/2018)
06/22/2018	<u>11</u>	MOTION to Dismiss by ANIMAL AND PLANT HEALTH INSPECTION SERVICE, SONNY PERDUE, UNITED STATES DEPARTMENT OF AGRICULTURE (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Text of Proposed Order)(Bryce, Peter) (Entered: 06/22/2018)
06/25/2018	<u>12</u>	NOTICE of Appearance by William Lawton on behalf of All Plaintiffs (Lawton, William) (Entered: 06/25/2018)
07/03/2018	<u>13</u>	ERRATA by ANIMAL AND PLANT HEALTH INSPECTION SERVICE, SONNY PERDUE, UNITED STATES DEPARTMENT OF AGRICULTURE <u>11</u> MOTION to Dismiss filed by ANIMAL AND PLANT HEALTH INSPECTION SERVICE, UNITED STATES DEPARTMENT OF AGRICULTURE, SONNY PERDUE. (Bryce, Peter) (Entered: 07/03/2018)
07/03/2018	<u>14</u>	Consent MOTION to Hold in Abeyance by MASSACHUSETTS SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS, PEOPLE FOR THE ETHICAL TREATMENT OF ANIMALS, INC., PHYSICIANS COMMITTEE FOR RESPONSIBLE MEDICINE, RESCUE AND FREEDOM PROJECT, DELCIANNA J. WINDERS (Meyer, Katherine) (Entered: 07/03/2018)
07/11/2018		MINUTE ORDER granting <u>14</u> Plaintiffs' Motion to Hold in Abeyance. The parties shall file joint status reports updating the Court on the status of Plaintiffs' administrative requests every 60 days beginning September 11, 2018. Signed by Judge Christopher R. Cooper on 7/11/2018. (lccrc2) (Entered: 07/11/2018)
07/12/2018		Set/Reset Deadlines: Joint Status Report due by 9/11/2018 (lsj) (Entered: 07/12/2018)
09/11/2018	<u>15</u>	Joint STATUS REPORT by MASSACHUSETTS SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS, PEOPLE FOR THE ETHICAL TREATMENT OF ANIMALS, INC., PHYSICIANS COMMITTEE FOR RESPONSIBLE MEDICINE, RESCUE AND FREEDOM PROJECT, DELCIANNA J. WINDERS. (Lawton, William) (Entered: 09/11/2018)

10/24/2018	<u>16</u>	AMENDED COMPLAINT against All Defendants filed by PEOPLE FOR THE ETHICAL TREATMENT OF ANIMALS, INC., PHYSICIANS COMMITTEE FOR RESPONSIBLE MEDICINE, DELCIANNA J. WINDERS, RESCUE AND FREEDOM PROJECT.(Meyer, Katherine) (Entered: 10/24/2018)
11/05/2018	<u>17</u>	Consent MOTION to Permit <i>the Filing of Supplemental Complaint</i> by PEOPLE FOR THE ETHICAL TREATMENT OF ANIMALS, INC., PHYSICIANS COMMITTEE FOR RESPONSIBLE MEDICINE, RESCUE AND FREEDOM PROJECT, DELCIANNA J. WINDERS (Attachments: # <u>1</u> Text of Proposed Order)(Meyer, Katherine) Modified event title on 11/7/2018 (znmw). (Entered: 11/05/2018)
11/06/2018		MINUTE ORDER granting <u>17</u> Motion for Order to Permit Filing of Supplemental Complaint. Plaintiff's supplemental complaint is hereby deemed the operative complaint, and Defendant shall have until December 5, 2018 to answer or otherwise respond to the complaint. Signed by Judge Christopher R. Cooper on 11/6/2018. (lccrc2) (Entered: 11/06/2018)
11/07/2018		Set/Reset Deadlines: Answer due by 12/5/2018 (lsj) (Entered: 11/07/2018)
11/29/2018	<u>18</u>	ENTERED IN ERROR. . . . MOTION to Stay <i>Further Proceedings</i> by ANIMAL AND PLANT HEALTH INSPECTION SERVICE, SONNY PERDUE, UNITED STATES DEPARTMENT OF AGRICULTURE (Attachments: # <u>1</u> Text of Proposed Order)(Bryce, Peter) Modified on 11/29/2018 (ztd). (Entered: 11/29/2018)
11/29/2018		NOTICE OF CORRECTED DOCKET ENTRY: re <u>18</u> MOTION to Stay <i>Further Proceedings</i> was entered in error per counsel and will be refiled. (ztd) (Entered: 11/29/2018)
11/29/2018	<u>19</u>	MOTION to Stay <i>Further Proceedings</i> by ANIMAL AND PLANT HEALTH INSPECTION SERVICE, SONNY PERDUE, UNITED STATES DEPARTMENT OF AGRICULTURE (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Text of Proposed Order)(Bryce, Peter) (Entered: 11/29/2018)
12/14/2018	<u>20</u>	Memorandum in opposition to re <u>19</u> MOTION to Stay <i>Further Proceedings</i> filed by PEOPLE FOR THE ETHICAL TREATMENT OF ANIMALS, INC., PHYSICIANS COMMITTEE FOR RESPONSIBLE MEDICINE, RESCUE AND FREEDOM PROJECT, DELCIANNA J. WINDERS. (Meyer, Katherine) (Entered: 12/14/2018)
12/21/2018	<u>21</u>	REPLY to opposition to motion re <u>19</u> MOTION to Stay <i>Further Proceedings</i> filed by ANIMAL AND PLANT HEALTH INSPECTION SERVICE, SONNY PERDUE, UNITED STATES DEPARTMENT OF AGRICULTURE. (Bryce, Peter) (Entered: 12/21/2018)
02/05/2019	<u>22</u>	OPINION AND ORDER granting <u>19</u> Defendants' Motion to Stay. See full Opinion and Order for details. Signed by Judge Christopher R. Cooper on 2/5/2019. (lccrc2) (Entered: 02/05/2019)
03/21/2019	<u>23</u>	NOTICE of <i>Recent Decision</i> by ANIMAL AND PLANT HEALTH INSPECTION SERVICE, SONNY PERDUE, UNITED STATES DEPARTMENT OF AGRICULTURE (Attachments: # <u>1</u> Exhibit A)(Bryce, Peter) (Entered: 03/21/2019)
05/31/2019	<u>24</u>	NOTICE <i>Supplemental Notice</i> by ANIMAL AND PLANT HEALTH INSPECTION SERVICE, SONNY PERDUE, UNITED STATES DEPARTMENT OF AGRICULTURE re <u>23</u> Notice (Other) (Bryce, Peter) (Entered: 05/31/2019)
06/26/2019	<u>25</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to PEOPLE FOR THE ETHICAL TREATMENT OF ANIMALS, INC., PHYSICIANS COMMITTEE FOR RESPONSIBLE MEDICINE, RESCUE AND FREEDOM PROJECT, DELCIANNA J. WINDERS. Attorney Katherine A. Meyer terminated. (Meyer, Katherine) (Entered: 06/26/2019)
08/06/2019		MINUTE ORDER: The parties indicated on May 31, 2019 that they were discussing a mutually agreeable schedule for briefing a pending motion to dismiss. It is hereby ORDERED that the parties provide a proposed briefing schedule for that motion on or before September 3, 2019. Signed by Judge Christopher R. Cooper on 8/6/2019. (lccrc2) (Entered: 08/06/2019)

08/07/2019		Set/Reset Deadlines: Proposed Briefing Schedule due by 9/3/2019 (lsj) (Entered: 08/07/2019)
08/16/2019	<u>26</u>	NOTICE of Change of Address by William N. Lawton (Lawton, William) (Entered: 08/16/2019)
09/03/2019	<u>27</u>	PROPOSED BRIEFING SCHEDULE (<i>JOINT</i>) by ANIMAL AND PLANT HEALTH INSPECTION SERVICE, SONNY PERDUE, UNITED STATES DEPARTMENT OF AGRICULTURE. (Bryce, Peter) (Entered: 09/03/2019)
09/04/2019		MINUTE ORDER ENTERING SCHEDULING ORDER: Upon consideration of <u>27</u> the Parties' Joint Proposed Briefing Schedule, it is hereby ORDERED: Defendants' motion to dismiss is due by November 4, 2019. Plaintiffs' opposition is due by December 20, 2019. Defendants' reply is due by January 31, 2020. The parties are advised that, given the extended briefing schedule, any extension requests will be looked upon with disfavor. Signed by Judge Christopher R. Cooper on 9/4/19. (lccrc2) Modified on 9/9/2019 (zlsj). (Entered: 09/04/2019)
11/04/2019	<u>28</u>	MOTION to Dismiss <i>Supplemental Complaint</i> by ANIMAL AND PLANT HEALTH INSPECTION SERVICE, SONNY PERDUE, UNITED STATES DEPARTMENT OF AGRICULTURE (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Text of Proposed Order)(Bryce, Peter) (Entered: 11/04/2019)